

Attorney Docket No. 12418.0001; XM RD:002

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Mark Rindsberg

Serial No.: 09/747,567

Art Unit: 2171

Confirmation No.: 4309

Filed: December 22, 2000

Examiner: Not yet assigned

For: APPARATUS FOR AND METHOD OF SECURELY DOWNLOADING AND  
INSTALLING A PROGRAM PATCH IN A PROCESSING DEVICE

**TRANSMITTAL**

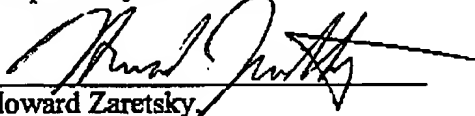
Commissioner for Patents  
Washington, DC 20231

TOTAL: 3 PAGES

Sir:

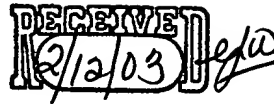
1. We are transmitting herewith the attached papers for the above-identified patent application:
  - a) Revocation and Substitute Power of Attorney.
  - b) Statcment under 3.73(b).
2. With respect to fees:
  - a) No fee is due.
  - b) The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-2057.
3. **CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR 1.8:** The undersigned hereby certifies that this Transmittal Letter and all attached papers as described above in paragraph 1 are being facsimile transmitted to the United States Patent and Trademark Office to facsimile telephone 703.746.7239 on February 12, 2003.

Respectfully submitted,



Howard Zaretsky,  
Reg. No. 38,669  
Attorney for Applicants

Zaretsky & Associates PC  
8753 W Runion Dr  
Peoria AZ 85382-6412  
623.362.2585

**Official**

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For: APPARATUS FOR AND METHOD OF SECURELY DOWNLOADING AND  
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Washington, D. C. 20231**REVOCATION AND SUBSTITUTE POWER OF ATTORNEY  
AND CHANGE OF CORRESPONDENCE ADDRESS**

Sir:

XM Satellite Radio Inc., hereby revokes all prior powers of attorney or authorizations of agent given and appoints the practitioners at

Customer Number **25937**

as its attorney(s) and/or agents(s) to prosecute the above-identified patent application with full power of substitution, association and revocation and to transact all business in the Patent and Trademark Office connected herewith. Please change the correspondence address for the above-identified application to that associated with the above-indicated Customer Number and direct all telephone calls to Howard Zaretsky at 623.362.2585.

XM Satellite Radio Inc. is the assignee of record of the entire interest of the above-identified patent application as recorded in the U.S. Patent and Trademark Office and indicated in a Statement under 37 CFR 3.73(b) enclosed herewith,

XM SATELLITE RADIO INC.

Date: 1/8/03  
Joseph Titlebaum

Senior Vice President and General Counsel

Attorney Docket No. 12418.0001; XMRD:002

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## STATEMENT UNDER 37 CFR 3.73(b)

XM Satellite Radio Inc., a Delaware corporation, states that it is the assignee of the entire right, title and interest in the patent application/patent identified above by virtue of:

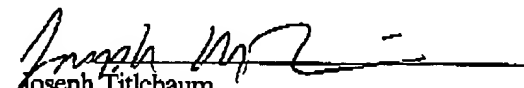
[X] An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 11802, Frame 682, or for which a copy thereof is attached.

[ ] Copies of assignments or other documents in the chain of title are attached.

[Note: A separate copy (i.e. the original assignment document or a true copy of the original document) must be submitted to the Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the US PTO. See MPEP 302.08]

The undersigned is empowered to sign this document on behalf of the assignee.

Dated: 1/8/03

  
Joseph Titicbaum  
Senior Vice President and General Counsel

# LIE Application Process Form

Serial #: 09/747567

Art Unit: 2132

Phone #: \_\_\_\_\_

Date to LIE: 2/13/03

Work to be completed (describe completely):

Please make adjustments as directed  
Thank you,

Please forward application to: